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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/381,400	02/03/2000	YOSHINORI MIYAKI	843.37610X00	3904

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EXAMINER

WILLIAMS, ALEXANDER O

ART UNIT PAPER NUMBER

2826

DATE MAILED: 04/04/2002

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	Application No. 09/381,400	Applicant(s) MIYAKI ET AL.	
	Examiner Alexander O Williams	Art Unit 2826	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 14 January 2002.
- 2a) ☒ This action is **FINAL**.                      2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 22-36 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 22-36 is/are rejected:
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on \_\_\_\_\_ is: a) ☐ approved b) ☐ disapproved by the Examiner.  
If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

### Priority under 35 U.S.C. §§ 119 and 120

- 13) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
a) ☐ All   b) ☐ Some \* c) ☐ None of:  
    1. ☐ Certified copies of the priority documents have been received.  
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.  
    3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).  
    \* See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).  
a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

### Attachment(s)

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)                             | 4) <input type="checkbox"/> Interview Summary (PTO-413) Paper No(s) _____   |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)         | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449) Paper No(s) _____ | 6) <input type="checkbox"/> Other: _____                                    |

Art Unit: 2826

Serial Number: 09/381400 Attorney's Docket #: 843.7610X00

Filing Date: 2/3/00;

Applicant: Miyaki et al.

Examiner: Alexander Williams

Applicant's Amendment in Paper # 13, filed 1/14/02, has been acknowledged.

Claims 1 to 21 have been canceled.

Claims 24 to 26 and 31 to 35 are rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

In claims 24, 26, 31 and 33, it is unclear and confusing to what is meant by "wherein an adhesion strength between said organic film and a resin material of said resin body is relatively greater than an adhesion strength between said inorganic film and said resin material of said resin body." How is it greater? Is it a different material?

Any of claims 24 to 26 and 31 to 35 not specifically addressed above are rejected as being dependent on one or more of the claims which have been specifically objected to above.

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains.

Patentability shall not be negated by the manner in which the invention was made.

This application currently names joint inventors. In considering patentability of the claims under 35 U.S.C. 103(a), the examiner presumes that the subject matter of the various claims was commonly owned at the time any inventions covered therein were made absent any evidence to the contrary. Applicant is advised of the obligation under 37 CFR 1.56 to point out the inventor and invention dates of each claim that was not commonly owned at the time a later invention was made in order for the examiner to consider the applicability of 35 U.S.C. 103(c) and potential 35 U.S.C. 102(f) or (g) prior art under 35 U.S.C. 103(a).

Claims 22 to 36, insofar as some of them can be understood, are rejected under 35 U.S.C. § 103(a) as being unpatentable over Kajihara et al. (U.S. Patent # 5,637,913) in view of Yamamoto (Japan Kokai # 63-271939).

In claims 21 and similar claim 29, Kajihara et al. (**figures 1 to 32**) specifically figure 30 show a semiconductor device **30** comprising: a semiconductor chip **2** having a main surface (**top of 2**) and a rear surface (**bottom of 2**) opposite to said main surface, said semiconductor chip having a plurality of semiconductor elements and bonding pads **25** formed on said main surface, and show a organic film (**topmost layer of 2, but not described**) having openings exposing said bonding pads; a lead frame having a die pad **3** for supporting said semiconductor chip and a plurality of leads **5** each having an inner lead (**inner portion of 5 within 29**) and an outer lead (**outer portion of 5 outside of 29**) that is continuously formed with said inner lead, said plurality of leads arranged to surround said die pad; a plurality of bonding wires **26** electrically connecting said inner leads of said plurality of leads with said plurality of bonding pads respectively; and a resin body **29** sealing said semiconductor chip, said inner leads of said plurality of leads, said die pad and said plurality of bonding wires respectively; wherein a size of said die pad **3** is smaller than a size of said semiconductor chip in a plan view; wherein said semiconductor chip is disposed on said die pad that said rear surface of said semiconductor chip is fixed to said die pad by an adhesive (inherit), wherein parts of said resin body contact with said organic film of said semiconductor chip and a portion of said rear surface of said semiconductor chip except for an area to which said die pad is fixed. Kajihara et al. show the features of the claimed invention, but fail to detail the semiconductor and the layers on top of the semiconductor chip. However, it is understood to one of ordinary skill in the art to understand the cross hatching representing a insulative film on top of the chip.

Nevertheless, Yamamoto is cited for showing a semiconductor device. Specifically, Yamamoto discloses an photosensitive organic film formed on the top of the semiconductor chip with opening exposing the bond pads being connected to the bonding wires, which connects the lead. Yamamoto (**figures 1 to 5**) specifically figure 1d discloses the layer of organic material is made of photosensitive polyimide resins **4** for the purpose of providing a photolithography process that can be finished at one time at the time of opening of the electrode part.

Therefore, it would have been obvious to one of ordinary skill in the art to use Yamamoto's photosensitive polyimide organic film to modify Kajihara et al.'s organic film for the purpose of providing a photolithography process that can be finished at one time at the time of opening of the electrode part.

### **Response**

Applicant's arguments filed 1/14/02 have been fully considered, but are moot in view of the new grounds of rejections detailed above.

The insertion of Applicant's additional claimed language, for example, "new claims 22 to 36" cause for further search and consideration to make this action final.

Applicant's amendment necessitated the new grounds of rejection. Accordingly, **THIS ACTION IS MADE FINAL**. See M.P.E.P. § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 C.F.R. § 1.136(a).

A SHORTENED STATUTORY PERIOD FOR RESPONSE TO THIS FINAL ACTION IS SET TO EXPIRE THREE MONTHS FROM THE DATE OF THIS ACTION. IN THE EVENT A FIRST RESPONSE IS FILED WITHIN TWO MONTHS OF THE MAILING DATE OF THIS FINAL ACTION AND THE ADVISORY ACTION IS NOT MAILED UNTIL AFTER THE END OF THE THREE-MONTH SHORTENED STATUTORY PERIOD, THEN THE SHORTENED STATUTORY PERIOD WILL EXPIRE ON THE DATE THE ADVISORY ACTION IS MAILED, AND ANY EXTENSION FEE PURSUANT TO 37 C.F.R. § 1.136(a) WILL BE CALCULATED FROM THE MAILING DATE OF THE ADVISORY ACTION. IN NO EVENT WILL THE STATUTORY

Art Unit: 2826

PERIOD FOR RESPONSE EXPIRE LATER THAN SIX MONTHS FROM THE DATE  
OF THIS FINAL ACTION.


Field of Search	Date
U.S. Class and subclass: 257/676,666,678,684,692,693,700,701,797,787	9/6/01 4/2/02
Other Documentation: foreign patents and literature in 257/676,666,678,684,692,693,700,701,797,787	9/6/01 4/2/02
Electronic data base(s): U.S. Patents EAST	9/6/01 4/2/02

***Papers related to this application may be submitted to Technology Center 2800 by facsimile transmission. Papers should be faxed to Technology Center 2800 via the Technology Center 2800 Fax center located in Crystal Plaza 4-5B15. The faxing of such papers must conform with the notice published in the Official Gazette, 1096 OG 30 (November 15, 1989). The Technology Center 2800 Fax Center number is (703) 308-7722 or 24. Only Papers related to Technology Center 2800 APPLICATIONS SHOULD BE FAXED to the GROUP 2800 FAX CENTER.***

Any inquiry concerning this communication or any earlier communication from the examiner should be directed to ***Examiner Alexander Williams*** whose telephone number is **(703) 308-4863**.

Any inquiry of a general nature or relating to the status of this application should be directed to the ***Technology Center 2800 receptionist*** whose telephone number is **(703) 308-0956**.

4/3/02



Primary Examiner  
Alexander O. Williams